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In re Application of	:	
Karin KLOKKERS et al.	:	DECISION ON
Application No.: 10/019,121	:	
PCT No.: PCT/EP01/08071	:	RENEWED PETITION
Int. Filing Date: 12 July 2001	:	
Priority Date: 12 July 2000	:	UNDER 37 CFR 1.47(a)
Attorney's Docket No. 4271-34US	:	
For: Matrixkontrolliertes transdermales ...	:	
ACE-Hemmer	:	

This decision is in response to applicant's " RENEWED PETITION UNDER 37 CFR 1.47(a)" filed on 16 May 2003 in response to a decision by this Office dated 14 March 2003.

BACKGROUND

The decision by this Office dated 14 March 2003 indicated that the record did not support the premise that petitioner had made a bona fide attempt to present a copy of the application papers (specification, including claims, drawings, and oath or declaration) to the non-signing joint inventor Dr. Sendl-Lang, and that after presentation of the complete copy she had refused to sign the Declaration. In addition, it was unclear what efforts were made to contact Dr. Sendl-Lang because no proof had been provided to corroborate the statements. Petitioner had not submitted copies of documentary evidence such as certified mail return receipt, cover letter instructions, etc. that would have supported a finding that the nonsigning inventor could not be found or reached after diligent effort.

On 16 May 2003, petitioner filed this renewed petition accompanied, inter alia, by a declaration from Dr. Boeters and an executed declaration by Dr. Anna Sendl-Lang.

DISCUSSION

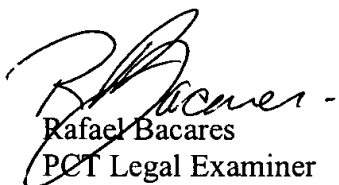
The petition states Dr. Boeters had two subsequent telephone conversations with Dr. Sendl-Lang and that she subsequently executed the Combined Declaration for Patent Application and Power of Attorney. Thus, the declaration is now signed by all the joint-inventors.

Accordingly, the declaration submitted on 16 May 2003 complies with 37 CFR 1.497(a) and (b).

CONCLUSION

The petition under 37 CFR 1.47(a) is **MOOT**.

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for continued processing consistent with this decision. The 35 USC 371 date of this application is **16 May 2003**.



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